

41563-0010



PATENT/OFFICIAL

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Joan M. CORY et al.

Patent Application No. 10/772,397

Examiner: Unassigned

Filing Date: February 6, 2004

Art Unit: 3762

For: NERVE STIMULATOR OUTPUT CONTROL NEEDLE WITH DEPTH  
DETERMINATION CAPABILITY AND METHOD OF USE

**REVOCATION OF POWER OF ATTORNEY  
APPOINTMENT OF NEW AGENT  
AND  
CHANGE OF ADDRESS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The undersigned, who is the Assignee and/or authorized to act on behalf of the Assignee of the identified application, hereby revokes all previous Powers of Attorney and appoints the following attorneys with full power to prosecute the application, to make alterations and amendments therein, and to transact all business in the United States Patent Office therewith.

I hereby appoint the following registered practitioners, and all registered practitioners listed at customer number **26633**:

Paul M. Booth, Ph.D., Reg. No. 40,244; Daniel L. Girdwood, Reg. No. 52,947; Patricia D. Granados, Reg. No. 33,383; Robert M. Hansen, Reg. No. 43,656; Stephen D. Huang, Reg. No. 45,304; John P. Isacson, Reg. No. 33,715; Ronald J. Kamis, Reg. No. 41,104; Johnny A. Kumar, Reg. No. 34,649; Marvin A. Motsenbocker, Reg. No. 36,614; and Colin G. Sandercock, Reg. No. 31,298

with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. In addition, please direct all correspondence to the address at the following customer number:

26633

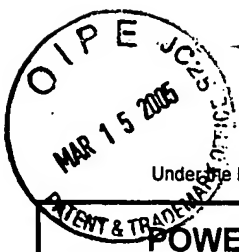
HELLER EHRMAN WHITE AND MCAULIFFE LLP  
1717 Rhode Island Avenue, N.W.  
Washington, DC 20036  
TEL 202.912.2000  
FAX 202.912.2020

Respectfully submitted,  
HELLER EHRMAN WHITE AND MCAULIFFE LLP

March 15, 2005  
Date

Robert M. Jensen #43,656  
for Johnny A. Kumar  
Reg. No. 34,649

1717 Rhode Island Avenue, N.W.  
Washington, D.C. 20036  
Tel: (202) 912-2000  
Fax: (202) 912-2020

**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE USPTO**

I hereby appoint:

☒

Practitioners associated with the Customer Number:

26633

OR

☐

Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).


Assignee Name and Address:

Nervonix, Inc.  
910 Technology Boulevard, Suite A  
Bozeman, Montana 59718

**A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.**

**SIGNATURE of Assignee of Record**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	Paul Ray	Date	Sept 13, 04
Signature		Telephone	(303) 772-7696
Title	President and Chief Executive Officer		

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Joan M. Cory and Philip C. Cory

Application No./Patent No.: 10/772,397 Filed/Issue Date: February 6, 2004

Entitled: Nerve Stimulator Output Control Needle With Depth Determination Capability and Method of Use

Nervonix, Inc., a corporation  
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel       , Frame       , or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: Joan M. Cory and Philip C. Cory To: CKM Diagnostics, Inc.  
The document was recorded in the United States Patent and Trademark Office at Reel 012318, Frame 0138, or for which a copy thereof is attached.
2. From: CKM Diagnostics, Inc. To: Nervonix, Inc.  
The document was recorded in the United States Patent and Trademark Office at Reel 014836, Frame 0944, or for which a copy thereof is attached.
3. From: Nervonix, Inc. To: Axon Quest, Inc.  
The document was recorded in the United States Patent and Trademark Office at Reel 014845, Frame 0718, or for which a copy thereof is attached.

☒ Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

**[NOTE:** A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

March 15, 2005  
Date

Robert A. Kumar # 43,656  
Signature

Johnny A. Kumar, Reg. No. 34,649

Typed or printed name

Registered Patent Attorney

Title

4. From: Axon Quest, LLC To: Nervonix, Inc. Exec. Dt: 10/22/2004

The document was filed in the Assignments Branch for recordation on February 15, 2004.



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## Assignments on the Web &gt; Patent Query

## Patent Assignment Abstract of Title

**NOTE: Results display only for issued patents and published applications.  
For pending or abandoned applications please consult USPTO staff.**

## Total Assignments: 3

Patent #: [6706016](#) Issue Dt: 03/16/2004 Application #: 09989206 Filing Dt: 11/21/2001Publication #: [US20020065481](#) Pub Dt: 05/30/2002

Inventors: Joan M. Cory, Philip C. Cory

Title: NERVE STIMULATOR OUTPUT CONTROL NEEDLE WITH DEPTH DETERMINATION CAPABILITY  
AND METHOD OF USE

## Assignment: 1

Reel/Frame: [012318/0138](#)

Recorded: 11/21/2001

Pages: 3

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: [CORY, JOAN M.](#)

Exec Dt: 11/19/2001

[CORY, PHILIP C.](#)

Exec Dt: 11/19/2001

Assignee: [CKM DIAGNOSTICS, INC.](#)15075 DELL ROAD  
BOZEMAN, MONTANA 59715Correspondent: MCDERMOTT, WILL & EMERY  
LAWRENCE T. CULLEN  
600 13TH STREET, N.W.  
WASHINGTON, DC 20005

## Assignment: 2

Reel/Frame: [014836/0944](#)

Recorded: 07/13/2004

Pages: 5

Conveyance: MERGER (SEE DOCUMENT FOR DETAILS).

Assignor: [CKM DIAGNOSTICS, INC.](#)

Exec Dt: 04/27/2004

Assignee: [NERVONIX, INC.](#)910 TECHNOLOGY BOULEVARD  
SUITE A  
BOZEMAN, MONTANA 59718Correspondent: PAUL J. KENNEDY  
18TH AND ARCH STREETS  
3000 TWO LOGAN SQUARE  
PHILADELPHIA, PA 19103-2799

## Assignment: 3

Reel/Frame: [014845/0718](#)

Recorded: 07/14/2004

Pages: 13

Conveyance: SECURITY AGREEMENT

Assignor: [NERVONIX, INC.](#)

Exec Dt: 05/05/2004

Assignee: [AXON QUEST, LLC](#)35355 PRIEST CREEK ROAD  
STEAMBOAT SPRINGS, COLORADO 80487Correspondent: PAUL J. KENNEDY  
18TH AND ARCH STREETS

3000 TWO LOGAN SQUARE  
PHILADELPHIA, PA 19103-2799

Search Results as of: 03/13/2005 01:44 PM

If you have any comments or questions concerning the data displayed, contact OPR / Assignments at 703-308-9723

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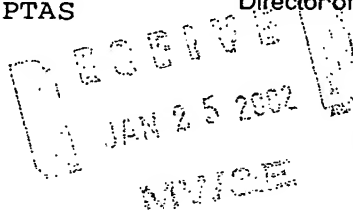


JANUARY 18, 2002

MCDERMOTT, WILL & EMERY  
LAWRENCE T. CULLEN  
600 13TH STREET, N.W.  
WASHINGTON, DC 20005

PTAS

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
[www.uspto.gov](http://www.uspto.gov)



\*101902193A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 11/21/2001

REEL/FRAME: 012318/0138  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

CORY, JOAN M.

DOC DATE: 11/19/2001

ASSIGNOR:

CORY, PHILIP C.

DOC DATE: 11/19/2001

ASSIGNEE:

CKM DIAGNOSTICS, INC.  
15075 DELL ROAD  
BOZEMAN, MONTANA 59715

SERIAL NUMBER: 09989206  
PATENT NUMBER:

FILING DATE: 11/21/2001  
ISSUE DATE:

SAUNDRA BALLENGER, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS





11-28-2001

101902193  
ONLYFORM PTO-1596  
1-31-92U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Docket No.: 54644-017

To the Honorable Commissioner for Patents and Trademarks: Please record the attached original documents or copy thereto:

## 1. Name of Conveying Parties:

Joan M. CORY, and Philip C. CORY

Additional names of conveying parties attached? ☐ Yes

## 3. Nature of Conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other

Execution Date: November 19, 2001

## 2. Name and address of receiving party:

Name: CKM DIAGNOSTICS, INC.

Address: 15075 Dell Road

Bozeman, MT 59715

Additional name & address attached? ☐ Yes

## 4. Application number or patent number:

If the document is being filed together with a new application, the execution date of the application is: November 19, 2001

A. Patent Application No.

B. Patent No.

Additional numbers attached? ☐ Yes

## 5. Name and address of party to whom correspondence concerning document should be mailed:

Name: MCDERMOTT, WILL &amp; EMERY

Internal Address:

Street Address: 600 13<sup>th</sup> Street, N.W.

City: Washington State: DC Zip: 20005

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41)

\$40.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

500417

DO NOT USE THIS SPACE

## 9. Statement and signature.

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.*

Lawrence T. Cullen, No. 44,489

November 21, 2001

Name and Registration No. of Person Signing

Signature

Date

Total number of pages comprising cover sheet: 1

CMB No. 0851-0011 (exp. 4/94)

27/2001 LNUELLER 00000164 500417 09989206

FC:581 40.00 CH

Docket No.: 54644-017

## ASSIGNMENT

WHEREAS WE, Joan M. CORY and Philip C. Cory, both of 1507 1/2 Dell Road, Bozeman, MT 59715, have made a certain new and useful invention as set forth in an application for United States Letters Patent, entitled NERVE STIMULATOR OUTPUT CONTROL NEEDLE WITH DEPTH DETERMINATION CAPABILITY AND METHOD OF USE, executed by me on the date of execution of this document, as shown below:

AND WHEREAS, CKM Diagnostics, Inc., a corporation of the State of Montana and having an address of 15075 Dell Road, Bozeman, MT 59715 is desirous of acquiring the entire right, title and interest in and to said invention and in and to any and all Letters Patent of the United States and foreign countries which may be obtained therefor;

NOW, THEREFORE, for good and valuable consideration, the receipt for and sufficiency of which is hereby acknowledged, We do hereby sell, assign, transfer and set over unto CKM Diagnostics, Inc., its legal representatives, successors, and assigns, the entire right, title and interest in and to said invention as set forth in the above-mentioned application, including the right of priority and including any continuations, continuations-in-part, divisions, reissues, re-examinations or extensions thereof, and in and to any and all patents of the United States and foreign countries which may be issued for said invention;

UPON SAID CONSIDERATIONS, We hereby agree with the said assignee that We will not execute any writing or do any act whatsoever conflicting with these presents, and that We will, at any time upon request, without further or additional consideration but at the expense of said assignee, execute such additional assignments and other writings and do such additional acts as said assignee may deem necessary or desirable to perfect the assignee's enjoyment of this grant, and render all necessary assistance in making application for and obtaining original, divisional, continuations, continuations-in-part, reexamined, reissued, or extended Letters Patent of the United States or of any and all foreign countries on said invention, and in enforcing any rights or chooses in action accruing as a result of such applications or patents, by giving testimony in any proceedings or transactions involving such applications or patents, and by executing preliminary statements and other affidavits, it being understood that the foregoing covenant and agreement shall bind, and inure to the benefit of the assigns and legal representatives of assignor and assignee:

AND We request the Commissioner of Patents and Trademarks to issue any Letters Patent of the United States which may be issued for said invention to said CKM Diagnostics, Inc., its legal representatives, successors or assigns, as the sole owner of the entire right, title and interest in and to said patent and the invention covered thereby.

Nov. 19, 2001  
Date

Nov 19, 2001  
Date

Joan M. Cory  
Joan M. Cory

Philip C. Cory  
Philip C. Cory